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8 **IN THE UNITED STATES DISTRICT COURT**
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
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11 DeWAYNE G. THOMAS,

No. CIV S-04-0695-LKK-CMK-P

12 Plaintiff,

13 vs.

ORDER

14 JOSEPH A. BICK,

15 Defendant.
16 _____/

17 Plaintiff, a state prisoner proceeding pro se, brings this civil rights action pursuant
18 to 42 U.S.C. § 1983. Pending before the court is plaintiff's motion for an extension of time
19 (Doc. 27), filed on December 30, 2005.

20 On December 16, 2005, defendant filed a motion for summary judgment.
21 Plaintiff seeks a 35-day extension of time within which to file a response. Defendant has filed a
22 statement of non-opposition to the requested extension. Good cause appearing therefor, the
23 request will be granted.

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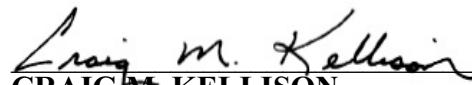
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Accordingly, IT IS HEREBY ORDERED that:

1. Plaintiff's motion for an extension of time is granted; and
2. Plaintiff may file a response to defendant's motion for summary judgment within 35 days of the date of service of this order.

DATED: January 9, 2006.


CRAIG M. KELLISON
UNITED STATES MAGISTRATE JUDGE